

Monday, October 18, 2010, the Board met pursuant to recess. Notice of the meeting was duly posted, as evidenced by Exhibit 1, and the agenda for the meeting is attached as Exhibit 2. The following were present:

Honorable Richard George, President (5th District)
William Banks, Vice President (2nd District)
David McDonald (1st District)
Charles Selmon (3rd District)
William Lauderdale (4th District)
Martin Pace, Sheriff, and Deputy
Dot McGee, Chancery Clerk, and Deputy

The President Richard George called the meeting to order at 9:00 a.m., and Supervisor Lauderdale offered the invocation.

Resolution of the Board of Directors of The
Vicksburg-Warren Chamber of Commerce

Ms. Christi Kilroy, Executive Director, and J. E. Blackburn, Jr., President, of the Vicksburg-Warren County Chamber of Commerce presented a Resolution commending the Board of Supervisors of Warren County, Mississippi, for their careful control of expenses during this tax year and in not increasing the current millage rate for taxes for the coming year.

Tax Anticipation Note

The Board of Supervisors of Warren County, Mississippi (the "County") took up for consideration the matter of employing professionals in connection with the issuance of a Tax Anticipation Note, Series 2010 of said County. After a discussion of the subject, Supervisor McDonald offered and moved adoption of the following resolution:

"Resolution of the Board of Supervisors of Warren County, Mississippi (The "County"), Authorizing the Employment of Professionals in Connection with the Issuance of a Tax Anticipation Note, Series 2010 of the County in the Principal Amount of Not to Exceed Three Million Five Hundred Thousand Dollars (\$3,500,000) to Raise Money for the Purpose of Defraying the Expenses of said County."

In order to prepare the necessary resolutions and documents for the sale and issuance of the Note, it is in the best interest of the County to authorize the law firm of Butler, Snow, O'Mara, Stevens & Cannada, PLLC, Ridgeland, Mississippi, as Note Counsel, Government Consultants, inc., Jackson, Mississippi, as Financial Advisor, and James R. Sherard, Esq., Vicksburg, Mississippi, as counsel to the County, to prepare and distribute such resolutions and documents necessary in order to facilitate the sale and issuance of such Note at a subsequent date. Supervisor Lauderdale seconded the motion to adopt the foregoing resolution and the motion passed unanimously. A copy of the Resolution is attached hereto as Exhibit 3 and incorporated herein by reference.

Mr. Lucien L. Bourgeois, of the law firm of Butler, Snow, O'Mara, Stevens & Cannada, PLLC, Note Counsel, brought before the Board for consideration the matter of borrowing money in anticipation of receipt of taxes. After discussion of the subject, Supervisor Banks offered and move the adoption of the following resolution:

"Resolution Declaring Intention of the Board of Supervisors of Warren County, Mississippi (The "County"), to Issue a Tax Anticipation Note, Series 2010 in the Maximum Principal Amount of Three Million Five Hundred Thousand Dollars (\$3,500,000) to Raise Money for the Purpose of Defraying Expenses of the County; and Directing Publication of Notice of Note Sale - \$3,500,000."

Supervisor Lauderdale seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote and the motion passed unanimously. A copy of the resolution is attached hereto as Exhibit 4 and incorporate herein by reference.

John McKee, County Engineer

Project No. 75(62)
Rawhide Road Bridge Replacement
Subcontract Request No. 5

Mr. McKee requested that the Board approve Subcontract Request No. 5 of Dozer, LLC to subcontract certain items for Project No. 75(62) to:

No. 5 American Field Services

Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve Subcontract Request No. 5 in the amount of \$14,400.00 for a concrete railing for the above referenced project. A copy Subcontract No. 5 is attached hereto as Exhibit 5 and incorporated herein by reference.

Order of the Board of Supervisors of Warren County
Accepting the Contract for Local System Bridge
Program Project No. LSBP-75(10)

Mr. McKee said that a final inspection had been made on above captioned project and the necessary certificates, reports and other related documents to formally accept this project as completed in accordance with the terms of the contract have been filed. The acceptance date is October 12, 2010. Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously to adopt an Order that the contract has been completed and that the contractor for the project is released from further maintenance responsibility under the contract, effective October 12, 2010 and the President is authorized to sign a joint letter of formal acceptance. A copy of the Order is attached hereto as Exhibit 6 and incorporated herein by reference.

Traffic Calming Application
Campbell Swamp Road
Accepted for Information

The Board considered the Traffic Calming Application received from residents of Campbell Swamp Road. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to take the application for information and to authorize the County Engineer to study the matter.

John Smith, County Administrator

Approval of Amended Budget
For FY Ending 9/30/2010

Mr. Smith presented the Amended Budget for FY ending 9/30/2010 for approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve and spread upon the minutes the Amended Budget for FY ending 9/30/2010. A copy of the Amended Budget is attached hereto as Exhibit 7 and incorporated herein by reference.

Acceptance of Order Appointing
And Setting Salary for Support
Staff for Ninth Chancery Court
District (Subdistrict 3)

Mr. Smith informed the Board that Chancellor V. R. Barnes had entered an Order appointing E. Brooke Wilson as AOC Law Clerk II for the Chancellor of the Ninth Chancery court District (Subdistrict 3), effective November 1, 2010, at an annual salary of \$34,750.00, plus benefits, which salary is to be funded by the allocation of funds from the court support staff fund of the Chancellor of the Ninth Chancery Court District (Subdistrict 3). Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the appointment of E. Brook Wilson as AOC Law Clerk II, effective November 1, 2010.

MPEEBT - Application for Excess
Loss Policy (2010-2011)

Mr. Smith presented the Application for Excess Loss Policy for 2010-2011 for approval. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve and authorize the President to sign the application for Excess Loss Policy.

Tonga Vinson, Purchasing Agent

Award of LP-4x4 Rubber Tire Backhoe
Loader - Bid# 09072010 and Authorization
to Enter LP Contract

Ms. Vinson stated that on October 4, 2010, bids were received for the lease-purchase of one new model 4x4 Rubber Tire Backhoe Loader, with Buyback Provisions at 48 and 60 month terms. Two bids were received, being from Puckett Machinery and Tubb Equipment. After review and discussion with the Road Manager, Ms. Vinson recommended that the award be made to Puckett Machinery, the low bidder, and

reject the bid of Tubb Equipment. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to accept Ms. Vinson's recommendation to award to Puckett machinery, low bidder, and reject Tubb Equipment, as high bid. Copies of the bid are attached hereto as Exhibit 8 and incorporated herein by reference.

Ms. Vinson asked the Board to consider lease-purchasing financing for the aforesaid equipment. Ms. Vinson requested quotes for lease-purchase financing from the County's customary financing providers, Trustmark Bank and Hancock Bank. Hancock declined to quote and Trustmark quoted 2.8%. Ms. Vinson recommended that the Board authorize entering into a lease-purchase agreement with Trustmark Bank, for a 48-month term, monthly payment of \$1,238.78 and a balloon payment of \$41,992.51 and to authorize the President to execute the necessary documents. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize entering into a lease-purchase agreement with Trustmark Bank, for a 48-month term, monthly payment of \$1,238.78 and a balloon payment of \$41,992.51 and to authorize the President to execute the necessary documents.

Authorization to Exercise the 48-Month Buyback
Option - 2006 Cat 430E 4x4 Backhoe Loader
SN: DDT00412

Ms. Vinson said that in mid-2006, the County entered into a lease-purchase for one (1) 2006 Cat. 430E Backhoe Loader, with buyback options at 48 and 60 months. Ms. Vinson requested that the Board exercise the 48-month buyback on that unit with Puckett Machinery, in the amount of \$41,000.00. The unit is currently under LP agreement with Hancock Bank, with the only payment remaining being the balloon note of \$41,000.00. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize exercising the 48-month buyback option with Puckett Machinery.

Award of Term Contract for Hauling
And Disposal of Waste Tires

Ms. Vinson stated that this matter was taken under advisement at the October 4, 2010, and that the question of delinquent taxes had been resolved. Ms. Vinson recommendation that the primary award for the term contract be made to Poly Vulc Recycling, LLC and a secondary award to Mac Tire Recyclers, in order to have an alternate provider in the event that the contract with the primary provider is cancelled for any reason. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried, to accept the recommendation of the Purchasing Agent to make the primary award to Poly Vulc and the secondary award to Mac Tire Recyclers. Supervisors Banks, Selmon, McDonald and Lauderdale voted "Yea" and Supervisor George abstained. The contracts will become effective January 1, 2011, subject to the extension and termination provisions outlined in the Request for Bids. Copies of the bid sheets are attached hereto as Exhibit 9 and incorporated herein by reference.

Dot McGee, Chancery Clerk

Authorization for President to
Sign Active Inmate Reimbursement
Vouchers

Ms. McGee requested that the Board authorize the President to sign the Active Inmate Reimbursement Vouchers for the months of July and August 2010. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to authorize the President to sign the Active Inmate Reimbursement Vouchers for July and August 2010.

Approval of Vicksburg Bridge
Commission Claims Docket

Ms. McGee presented the Vicksburg Bridge Commission Claims Docket for the month of September 2010 for approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the September 2010 Claims Docket.

Acceptance of Vicksburg Bridge
Commission Minutes

Ms. McGee presented the Vicksburg Bridge Commission minutes for September 8, 2010 for information. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to accept these minutes for information.

Affidavit for Pauper's Burial Expenses

Ms. McGee presented an Affidavit for Pauper's Burial Expenses for approval. Ms. McGee stated that information on the deceased, Douglas Smothers, had been verified and that the deceased had no property or funds and no family members who have funds to pay burial expenses. Motion was made by Supervisor Selmon, seconded by Supervisor Banks and carried unanimously, to declare Douglas Smothers, deceased, a pauper.

Motion was made by Supervisor Banks, seconded by Supervisor Selmon to pay to W. H. Jefferson Funeral Home the sum of \$500.00 for burial expenses of Douglas Smothers, all in accordance with Section 43-31-31, Mississippi Code of 1972, as amended.

James R. Sherard, Board Attorney

Final Order Granting to Cooper Lighting, Inc.
An Exemption From Ad Valorem Taxation Upon
Additions to and Expansions of its Manufacturing
Plant Located in Warren County, Mississippi
Which Were Completed on or Prior to December 31, 2009

Mr. Sherard presented the Final Order granting to Cooper Lighting, Inc. an exemption from ad valorem taxation upon additions to and expansions of its manufacturing plant located in Warren County, Mississippi, which were completed on or prior to December 31, 2009. The property sought to be exempt from ad valorem taxes is eligible for ad valorem

tax exemption and is in compliance under the provisions of Section 27-31-1-1, et seq., Mississippi Code of 1972, and that this exemption shall be for a period of ten (10) years from and after December 31, 2009, with total true value of \$741,950. Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to adopt an Order granting Cooper Lighting, Inc. for a period of ten (10) years from and after December 31, 2009, with total true value of \$741,950. A copy of the Order is attached hereto as Exhibit 10 and incorporated herein by reference.

Ameristar Casino Vicksburg, Inc.
v. Warren County Board of Supervisors, et al
Cause No. 09,0143-CI

Mr. Sherard stated that there had been an error in the real property valuation in the original Agreed Final Judgment in the above captioned cause and he requested that the Board rescind the original Agreed Final Judgment and authorize him to execute an amended Agreed Final Judgment. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to rescind the original Agreed Final Judgment and authorize the Board Attorney to execute an amended Agreed Final Judgment in the above captioned cause.

Reappointment of John Kamman to
Library Board of Trustees

The Board considered the re-appointment of John Kamman to the Library Board of Trustees, as fourth district representative. Motion was made by Supervisor Lauderdale, seconded by Supervisor Selmon and carried unanimously, to re-appoint John Kamman to the Library Board of Trustees as fourth district representative, retroactive to October 1, 2010, for a five (5) year term ending September 30, 2015.

Approval to Send Letters to Congressional
Representatives - Emergency Food and
Shelter Funds

The Board considered the request of Barbara Tolliver, Executive Director of United Way, asking the Board to send letters to congressional representatives requesting that funds for emergency food and shelter not be cut. Motion was made by Supervisor McDonald, seconded by Supervisor Selmon and carried unanimously, to approve sending letters to congressional representatives requesting that funds for emergency food and shelter not be cut.

Approval to Advertise Logic and
Accuracy Testing of Election Machines

Mr. Smith requested that the Board approve advertising Logic and Accuracy Testing of election machines for the upcoming election. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to approve advertising Logic and Accuracy Testing of Election Machines for the upcoming election.

Adjournment

Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to adjourn until 9:00 a.m., Monday, November 1, 2010.

Richard George, President